

MESSAGE NO: 6334111 MESSAGE DATE: 11/30/1995

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-485-804, A-791-803

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 11/30/1995 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF PRELIMINARY DETERMINATIONS & POSTPONEMENT OF FINAL
DETERMINATION FOR CIRCULAR WELDED NON-ALLOY STEEL PIPE FROM ROMANIA
(A485-803) S AFRICA (A791-803)

MESSAGE NO: 6334111

DATE: 11 30 1995

CATEGORY: ADA

TYPE: PRE

REFERENCE:

REFERENCE DATE:

CASES: A - 485 - 804

A - 791 - 803

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- - - -

PERIOD COVERED: 11 30 1995 TO

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, TECHNICAL PROGRAMS

RE: NOTICE OF PRELIMINARY DETERMINATIONS & POSTPONEMENT OF
FINAL DETERMINATION FOR CIRCULAR WELDED NON-ALLOY STEEL
PIPE FROM ROMANIA (A485-803) S AFRICA (A791-803)

1. ON NOVEMBER 30, 1995, THE DEPARTMENT OF COMMERCE PUBLISHED IN
THE FEDERAL REGISTER ITS PRELIMINARY DETERMINATIONS OF SALES AT
LESS THAN FAIR VALUE AND THE POSTPONEMENT OF THE FINAL
DETERMINATIONS IN THE ANTIDUMPING DUTY INVESTIGATIONS OF CIRCULAR
WELDED NON-ALLOY STEEL PIPE FROM ROMANIA AND SOUTH AFRICA.

2. THE FOLLOWING SCOPE LANGUAGE REFLECTS CERTAIN MODIFICATIONS
MADE FOR PURPOSES OF THE INITIATIONS.

FOR PURPOSES OF THESE INVESTIGATIONS, CIRCULAR WELDED NON-ALLOY STEEL PIPES (STANDARD PIPES) ARE ALL PIPES AND TUBES, OF CIRCULAR CROSS-SECTION, NOT MORE THAN 406.4 MM (16 INCHES) IN OUTSIDE DIAMETER, REGARDLESS OF WALL THICKNESS, SURFACE FINISH (BLACK, GALVANIZED, OR PAINTED), END FINISH (PLAIN END, BEVELLED END, THREADED, OR THREADED AND COUPLED), OR INDUSTRY SPECIFICATION (ASTM, PROPRIETARY, OR OTHER) USED IN STANDARD OR STRUCTURAL PIPE APPLICATIONS.

THE SCOPE SPECIFICALLY INCLUDES, BUT IS NOT LIMITED TO, ALL PIPE PRODUCED TO THE ASTM A-53, ASTM A-120, ASTM A-135, ASTM A-795 AND BS-1387 SPECIFICATIONS.

IT ALSO INCLUDES ANY PIPE MULTIPLE-STENCILLED OR MULTIPLE-CERTIFIED TO ONE OF THE ABOVE-LISTED SPECIFICATIONS AND TO ANY OTHER SPECIFICATION. PIPE WHICH MEETS THE ABOVE PHYSICAL PARAMETERS AND WHICH IS PRODUCED TO PROPRIETARY SPECIFICATIONS, THE API-5L, THE API-5L X-42, OR TO ANY OTHER NON-LISTED SPECIFICATION IS INCLUDED WITHIN THE SCOPE OF THESE INVESTIGATIONS IF USED IN A STANDARD OR STRUCTURAL PIPE APPLICATION, REGARDLESS OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS) CATEGORY INTO WHICH IT WAS CLASSIFIED. IF THE PIPE DOES NOT MEET ANY OF THE ABOVE IDENTIFIED SPECIFICATIONS, ALTHOUGH IT IS WITHIN THE IDENTIFIED PHYSICAL PARAMETERS DESCRIBED IN THE FIRST PARAGRAPH OF THIS SECTION, OUR PRESUMPTION IS THAT IT IS NOT USED IN A STANDARD PIPE APPLICATION.

STANDARD PIPE USES INCLUDE THE LOW-PRESSURE CONVEYANCE OF WATER, STEAM, NATURAL GAS, AIR, AND OTHER LIQUIDS AND GASES IN PLUMBING AND HEATING SYSTEMS, AIR CONDITIONING UNITS, AUTOMATIC SPRINKLER SYSTEMS, AND OTHER RELATED USES. STANDARD PIPE MAY CARRY LIQUIDS AT ELEVATED TEMPERATURES BUT MAY NOT BE SUBJECT TO THE APPLICATION OF EXTERNAL HEAT. STANDARD PIPE USES ALSO INCLUDE LOAD-BEARING APPLICATIONS IN CONSTRUCTION AND RESIDENTIAL AND INDUSTRIAL FENCE SYSTEMS. STANDARD PIPE USES ALSO INCLUDE SHELLS FOR THE PRODUCTION OF FINISHED CONDUIT AND PIPE USED FOR THE PRODUCTION OF SCAFFOLDING.

SPECIFICALLY EXCLUDED FROM THESE INVESTIGATIONS ARE MECHANICAL TUBING, TUBE AND PIPE HOLLOWS FOR REDRAWING, AND

FINISHED ELECTRICAL CONDUIT IF SUCH PRODUCTS ARE NOT CERTIFIED TO ASTM A-53, ASTM A-120, ASTM A-135, ASTM A-795, AND BS-1387 SPECIFICATIONS AND ARE NOT USED IN STANDARD PIPE APPLICATIONS. ADDITIONALLY, PIPE MEETING THE SPECIFICATIONS FOR OIL COUNTRY TUBULAR GOODS IS NOT COVERED BY THE SCOPE OF THESE INVESTIGATIONS, UNLESS ALSO CERTIFIED TO A LISTED STANDARD PIPE SPECIFICATION OR USED IN A STANDARD PIPE APPLICATION.

THE MERCHANDISE UNDER INVESTIGATION IS CURRENTLY CLASSIFIABLE UNDER ITEMS 7306.30.10.00, 7306.30.50.25, 7306.30.50.32, 7306.30.50.40, 7306.30.50.55, 7306.30.50.85, AND 7306.30.50.90 OF THE HTSUS. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THESE INVESTIGATIONS IS DISPOSITIVE.

3. THE DEPARTMENT INCLUDES END-USE AS A CRITERION IN THE SCOPE OF THESE INVESTIGATIONS. AT THIS TIME, THE DEPARTMENT HAS NO EVIDENCE INDICATING THAT MECHANICAL TUBING, TUBE AND PIPE HOLLOWS FOR REDRAWOMG, FINISHED ELECTRICAL CONDUIT, NOT CERTIFIED TO AST, A-53, ASTM A-120, ASTM A-135, ASTM A-795, AND BS-1387 SPECIFICATIONS, AND OIL COUNTRY TUBULAR GOODS ARE BEING IMPORTED FOR USE IN STANDARD PIPE APPLICATION. THEREFORE, UNTIL FURTHER NOTICE, THE CUSTOMS SERVICE SHALL NOT SUSPEND LIQUIDATION ON THESE PRODUCTS PURSUANT TO THE PRELIMINARY DETERMINATIONS OF THESE INVESTIGATIONS.

4. FOR FURTHER REPORTING PURPOSES THESE CASES HAVE BEEN ASSIGNED INVESTIGATION NUMBERS: ROMANIA (A-485-804) AND SOUTH AFRICA (A-791-803).

5. FOR IMPORTS OF CIRCULAR WELDED NON-ALLOY STEEL PIPE FROM ROMANIA AND SOUTH AFRICA, THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER NOVEMBER 30, 1995. EFFECTIVE NOVEMBER 30, 1995, CUSTOMS SHALL REQUIRE, FOR SUCH ENTRY SUMMARIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGINS SHOWN BELOW:

EXPORTER	NUMBER	PERCENTAGE RATE
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ROMANIA:

METAGRIMEX BUSINESS

GROUP, S.A.	A-485-804-001	46.12%
METAEXPORTIMPORT S.A.	A-485-804-002	41.96%
METANEF S.A.	A-485-804-003	46.34%
ROMANIA-WIDE RATE	A-485-804-000	44.69%

SOUTH AFRICA:

RIH GROUP, INCLUDING ITS
DIVISIONS BROLLO AFRICA

& TOSA	A-791-803-001	135.36%
ALL OTHERS	A-791-803-000	135.36%

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT, VIA E-MAIL, THROUGH THE APPROPRIATE SUPPERVISORY CHANNELS, TECHNICAL PROGRAMS, ANTIDUMPING/COUNTERVAILING DUTY, USING ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT JOHN BECK, OFFICE OF ANTIDUMPING DUTY INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-3464.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party